

DISTRICT OF COLUMBIA  
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ALCOHOLIC BEVERAGE CONTROL BOARD  
+ + + + +  
MEETING

IN THE MATTER OF:

Thirteenth Step, LLC	
t/a Kitty O'Shea's DC	Show Cause
4624 Wisconsin Avenue NW	Hearing
Retailer CR	(Status)
License No. 90464	

Case No. 14-AUD-00069

May 13, 2015

The Alcoholic Beverage Control Board  
met in Alcoholic Beverage Control Hearing Room,  
Reeves Building, 2000 14th Street N.W.,  
Washington, D.C., Chairperson Ruthanne Miller  
presiding.

PRESENT:

RUTHANNE MILLER, Chairperson  
NICK ALBERTI, Member  
DONALD BROOKS, Member

MICHAEL SILVERSTEIN, Member

HECTOR RODRIGUEZ, Member

JAMES SHORT, Member

1 P-R-O-C-E-E-D-I-N-G-S

2 (9:58 a.m.)

3 CHAIR MILLER: Okay. The next two  
4 cases involve the establishment of Kitty O'Shea's  
5 DC. The first one is Case number 14-AUD-00069.  
6 The second one is 14-AUD-00099. Kitty O'Shea's  
7 is located at 4624 Wisconsin Avenue, Northwest  
8 and the License number is 90464. Good morning.

9 MR. HARESIGN: Good morning, Madam  
10 Chair. Michael Haresign, general manager at  
11 Kitty O'Shea's.

12 MR. ADAMS: Good morning. Walter  
13 Adams representing the District of Columbia.

14 CHAIR MILLER: Your name is Haresign?

15 MR. HARESIGN: Yes, ma'am.

16 CHAIR MILLER: Okay. And you're the  
17 general manager?

18 MR. HARESIGN: Yes, ma'am.

19 CHAIR MILLER: Do you have  
20 authorization to be here on behalf?

21 MR. HARESIGN: Yes. I have the  
22 authority to represent.

1 CHAIR MILLER: You do?

2 MR. HARESIGN: Yes, ma'am.

3 CHAIR MILLER: Oh, okay. In writing?

4 MR. HARESIGN: Yes.

5 CHAIR MILLER: Okay, good. Thank you.

6 Okay. Now I want to ask you if you received  
7 notice of this hearing?

8 MR. HARESIGN: Yes, ma'am.

9 CHAIR MILLER: Read it, understood it?

10 MR. HARESIGN: Yes, ma'am.

11 CHAIR MILLER: Okay. There's no  
12 notice issue here.

13 MR. HARESIGN: Perfect.

14 CHAIR MILLER: Now, okay. I'm noting  
15 the letter of authorization from Matthew Bunne,  
16 Managing Partner dated May 11th of 2015. Free to  
17 make any agreements with D.C. ABRA as necessary  
18 for resolution of the concerns regarding late or  
19 missing quarterly filings.

20 Great, all right, are there any  
21 preliminary matters in this case?

22 MR. ADAMS: There are a couple of

1 preliminary matters.

2 CHAIR MILLER: Oh, and do you want to  
3 deal with both cases, or one at a time?

4 MR. ADAMS: Sure. We can deal with  
5 one at a time.

6 CHAIR MILLER: Okay, so we're in 069.

7 MR. ADAMS: Okay, very well.

8 CHAIR MILLER: Okay.

9 MR. ADAMS: For 069, there will still  
10 be a couple preliminary matters that I think  
11 really one deals with all the matters in this  
12 case, all cases.

13 In part, well these charges are for  
14 the establishment not filing their quarterly  
15 statements. And there was some issue regarding  
16 their filing of statements.

17 I've been informed as of today via Ms.  
18 Monica Clark that the establishment has filed, is  
19 up to date with all of their quarterly filings,  
20 including from 2014 from the first and second  
21 quarters of 2014 and third quarter of 2014 and  
22 they have also timely filed their first quarter

1 for 2015. So I would like to put that one the  
2 record.

3 In terms of this case, for 69, we do  
4 have a offer in compromise to be proposed to the  
5 Board.

6 CHAIR MILLER: Okay.

7 MR. ADAMS: And that is that the  
8 establishment pays a fine of \$500 within a 30 day  
9 period. And obviously they've already fulfilled  
10 providing, filing their quarterly statement. If  
11 they fail to make the payment of \$500 within the  
12 30 day period, then they will be, the license  
13 will be suspended until payment is made.

14 CHAIR MILLER: Mr. Haresign, do you  
15 agree to an offer in compromise of a fine of \$500  
16 to be paid within 30 days, and if not paid within  
17 30 days, the license will be suspended until it's  
18 paid?

19 MR. HARESIGN: Yes, ma'am.

20 CHAIR MILLER: Okay. Any questions by  
21 Board members? Okay. I'm glad to hear that all  
22 the statements have been filed, and the most

1 recent one has been filed timely. So that's very  
2 good.

3 Okay, so I'm going to move to approve  
4 the offer in compromise of a fine of \$500 to be  
5 paid within 30 days. If not paid within 30 days,  
6 the license will be suspended until it is paid.  
7 Do I have a second?

8 MEMBER RODRIGUEZ: Second.

9 CHAIR MILLER: Mr. Rodriguez has  
10 seconded the motion. All those in favor, say  
11 aye.

12 (Chorus of ayes)

13 CHAIR MILLER: All those opposed?

14 (No response)

15 CHAIR MILLER: All those abstaining?

16 (No response)

17 CHAIR MILLER: Motion passes six,  
18 zero, zero.

19 (Whereupon, the hearing in the above-  
20 entitled matter was concluded at 10:03 a.m.)  
21  
22

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